



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Köster et al.

Serial No.: 08/933,792

Filed: Sept. 19, 1997

For: COMPOSITIONS AND METHODS FOR
IMMOBILIZING NUCLEIC ACIDS TO
SOLID SUPPORTS

Group Art Unit: 1623

Examiner: Kunz, G.

I hereby certify that this paper and the attached
papers are being deposited with the United States
Postal Service as first class mail in an envelope
addressed to:
Assistant Commissioner for Patents
Washington, D.C. 20231, on this date.

05/17/99
Date

Stephanie Seidman
Stephanie Seidman

**PETITION PURSUANT TO 37 C.F.R. §1.48(a), CORRECTION OF INVENTORSHIP
IN A PATENT APPLICATION, OTHER THAN A REISSUE APPLICATION**

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This is a Petition pursuant to 37 C.F.R. §1.48(a), correction of inventorship in a patent application other than a reissue application. This Petition seeks to delete Dirk Reuter and G. Scott Higgins as inventors in the above-captioned application. Drs. Reuter and Higgins were inadvertently and without deceptive intent added to the list of joint inventors in the above-captioned application.

Enclosed are the following documents in support of this Petition:

- (a) statements signed by Dr. Reuter and Dr. Higgins indicating that the error in inventorship in the above-referenced application occurred without deceptive intent on his part;
- (b) an oath and declaration signed by the actual inventors;
- (c) a check including the fee set forth in 37 C.F.R. §1.17(i) (\$130.00);
- (d) written consent of Sequenom Inc., assignee of the entire title, right and interest in the above-captioned application; and
- (e) a Certificate under 37 C.F.R. §3.73(b) establishing ownership of the instant application by Sequenom Inc (with a copy of the assignment).

OK TO ENTER.
H.K. 8/1/99

U.S.S.N. 08/933,792
Köster et al.
PETITION

REMARKS

Applicant petitions pursuant to 37 C.F.R. §1.48(a) to correct inventorship in the above-captioned application. Any fees, including any submitted herewith if the attached check(s) is in the wrong amount or otherwise improper or missing, that may be due in connection with this paper or with this application during its entire pendency may be charged to Deposit Account No. 08-1641.

Deletion of DIRK REUTER and G. SCOTT HIGGINS as inventors in the above-captioned application is respectfully requested. Drs. Reuter and Higgins are not joint inventors of the subject matter of this application, as stated in the attached Verified Statement of Facts. An amendment requesting their cancellation as inventors of the application accompanies this Petition.

The above-captioned application was transferred to the undersigned for prosecution. Upon review of the application, file history and art of record, and subsequent discussions with the individuals associated with prosecution of the application, it appears that inventorship of the application as filed was not correct. The correct inventors appear to be Hubert Köster and David M., Lough. Attached herewith are statements by Dirk Reuter and G. Scott Higgins indicating that each is not a co-inventor with Hubert Köster and David M., Lough of the subject matter presently claimed and that the inclusion of his name as an inventor occurred without deceptive intent.

Also attached herewith are executed DECLARATIONS of the inventors, Hubert Köster and David M. Lough, pursuant to 37 C.F.R. § 1.63.

Also attached herewith is a statement of the Assignee, Sequenom Inc., pursuant to 37 C.F.R. § 3.73(b) establishing a right to take action and authorizing a change in inventorship as petitioned herein.

Accordingly, correction of inventorship is respectfully requested.

U.S.S.N. 08/933,792
Köster et al.
PETITION

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Respectfully submitted,
HELLER EHRMAN WHITE & McAULIFFE

By:


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ATTACHMENTS TO PETITION

- 1) Statement by Dirk Reuter;
- 2) Statement by G. Scott Higgins;
- 3) Executed Declaration by David M. Lough;
- 4) Executed Declaration by Hubert Köster;
- 5) Certification under 37 C.F.R. § 3.73(b) with copy of assignment; and
- 6) Consent of assignee.